

10/511057

DT04 Rec'd PCT/PTO 12 OCT 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Docket No.: PAT 00293

Hubert BAUMGART et al.

Serial No.: This case is a U.S. National
Phase under Chapter II based on
PCT/EP02/04477, filed 24 April 2002.

Group Art Unit:

Filed: Herewith

Examiner:

For: Thermally Curable, Thixotropic Mixtures Containing Carbamate and/or
Allophanate Groups

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicant(s) submit(s) herewith patents, publications, or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose in accordance with 37 C.F.R. §1.56.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner.

- ☒ Submitted herewith is Form PTO-1449 (Modified) listing patents, publications, or other information for consideration by the Office.

COPIES PROVIDED:

- ☐ Legible copies of all items listed on Form PTO-1449 accompany this information statement, except as indicated below:
- ☒ Legible copies of all items listed on Form PTO-1449 accompany this information statement, except Copies of U.S. patents and patent application publications.
- ☐ Under 35 U.S.C. §120, this application relies on the earlier filing date of prior application Serial No. [], filed on []. The following references were submitted to and/or cited by the Office on this prior application and are therefore not required to be provided in this application:
- ☐ In accordance with 37 C.F.R. §1.98(c), a copy of only [] is being submitted with this Information Disclosure Statement, and is cumulative of the following patents or publications listed on Form PTO-1449:

FOREIGN LANGUAGE DOCUMENTS

- ☐ There are no foreign language documents listed on Form PTO-1449.
- ☒ The following non-English language references were cited in the specification and/or the ISR. The US/English language equivalents/translations for these references are being submitted in substitution for and/or in addition to the non-English references.

Cited	US/English Equivalent
DE10118532	Abstract from EPO.
DE1805693	3,547,848
DE19811471	Abstract from EPO.
DE19839453	6,624,280
DE19924170	6,649,706
DE19924171	6,652,916
DE19924172	6,652,915
DE19946048	U.S. Serial No. 10/070,785, filed March 12, 2002, Wiguny et al.
DE19961926	6,777,090
DE2359923	3,893,956
DE2751761	4,311,622
DE4423260	Abstract from EPO.
EP192304	4,677,028
WO02090414	20040072962
WO9422968	6,403,699

This application will be copending with 10/473,730. The table below cross-references how references were cited in 10/473,730 and in the current application.

Previously Cited in 10/473,730	U.S. Patent or Publication
09/890,760	6,652,919
09/913,588	6,630,211
DE19908001	
WO03/00813 translation	2004/0068025
09/925,518	6,649,706
DE19924170	
09/926,526	6,652,915
DE19924171	
09/926,533	6,652,915
DE19924172	
09/779,948	6,685,985
DE19839453	6,624,280

- ☐ English language abstract for the following non-English references are enclosed.
- ☐ No English language translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.
- ☒ Submitted herewith is an English language version of a search report listing information not in the English language and indicating the degree of relevancy found by the European Patent Office, in satisfaction of the requirement (under 37 C.F.R. §1.98(a)(3)) for a concise explanation of the relevance of non-English information.
- ☐ A concise explanation of the relevance of the following listed non-English language information is included as presently understood by the individual designated in 37 C.F.R. §1.56(c) most knowledgeable about the content of the information as set forth below:
- ☐ A concise explanation of the relevance of the following listed non-English language information is set forth in the above-identified specification:

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CERTIFICATION:

- ☒ The Information Disclosure Statement transmitted herewith is being filed **within** three (3) months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. §1.97(b). Accordingly, it is believed that no certification or fee is due.
- ☐ The Information Disclosure Statement transmitted herewith is being filed **after** three (3) months of the filing date of the application or the date of entry into the national stage of an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but **before** the mailing date of either a final action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311, whichever occurs first. Accordingly, I hereby certify that:
- ☐ Each statement of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the statement; 37 C.F.R. §1.97(e)(1); **OR**
- ☐ That no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge as the person signing this certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this statement; 37 C.F.R. §1.97(e)(2); **OR**
- ☐ Applicant elects the option to pay the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under 37 C.F.R. §1.97(c). Please charge the **\$180.00** IDS submission fee to BASF Corporation **Deposit Account No. 23-3425**. A duplicate of this paper is enclosed.
- ☐ The Information Disclosure Statement transmitted herewith is being filed **After a Final Action** under 37 C.F.R. §1.113, or **After a Notice of Allowance** under 37 C.F.R. §1.311, whichever occurs first, but **Before Payment of the Issue Fee**. Accordingly, I hereby certify that:
- ☐ Each statement of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the statement; 37 C.F.R. §1.97(e)(1); **OR**
- ☐ That no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge as the person signing this certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this statement; 37 C.F.R. §1.97(e)(2); **AND**
- ☐ Applicant hereby petitions for consideration of this Information Disclosure Statement; 37 C.F.R. §1.97(d)(2)(ii). Please charge the petition fee of **\$180.00** to BASF Corporation **Deposit Account No. 23-3425**. A duplicate of this paper is enclosed.

The Commissioner is authorized to charge BASF Corporation **Deposit Account No. 23-3425** for any additional fees due hereunder.

Reg. No.: 42,906

Tel. No.: (248) 948-2355

Customer No. 26922

Michael Morgan 12 October 2004
SIGNATURE OF ATTORNEY and DATE
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Southfield, Michigan 48034-2442

FORM PTO-1449 US DEPARTMENT OF COMMERCE
(MODIFIED) PATENT AND TRADEMARK OFFICE
INFORMATION DISCLOSURE BY APPLICANT
(Use sever of sheets if necessary)

Atty. Docket No. PAT 00293

10/511057

In re Application of: BAUMGART et al.

Serial No.:

Filed:

U.S. PATENT DOCUMENTS

Examiner initial		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	2004/0072962	04/15/04	Gessner et al.			10/01/03
	AB	2003/0091833	5/15/03	Frieling et al.			11/1/02
	AC	2003/0180539	9/25/03	Rockrath et al.			2/12/03
	AD	2002/0082324	6/27/02	Van Heugten et al.			6/19/01
	AE	3,547,848	12/15/70	Marsh et al.			11/3/67
	AF	3,893,956	07/08/75	Brandt			12/07/73
	AG	4,169,930	10/02/79	Blount			04/08/77
	AH	4,311,622	01/19/82	Buter			01/31/80
	AI	4,383,068	5/10/83	Brandt			1/15/79
	AJ	4,403,003	9/6/83	Backhouse			3/31/81
	AK	4,416,941	11/22/83	Barsotti			07/30/82
	AL	4,425,468	01/10/84	Makhlouf et al.			12/31/81
	AM	4,522,958	01/11/85	Das et al.			09/06/83
	AN	4,528,319	7/9/85	Ottaviani et al.			7/20/84
	AO	4,647,647	03/03/87	Haubennestel et al.			12/24/84
	AP	4,677,028	6/30/87	Heeringa et al.			2/20/86
	AQ	4,762,752	8/9/88	Haubennestel et al.			9/30/86
	AR	4,833,146	5/23/89	Gebert et al.			7/8/86
	AS	4,839,406	6/13/89	Nagura et al.			9/14/87
	AT	4,851,460	7/25/89	Stranghöner et al.			8/18/87
	AU	4,965,317	10/23/90	Kania et al.			10/16/89
	AV	5,264,486	11/23/93	Piestert			12/4/91
	AW	5,356,669	10/18/94	Rehfuss et al.			10/23/92
	AX	5,391,620	2/21/95	Bederke			10/20/93
	AY	5,412,049	5/2/95	Argyropoulos et al.			3/31/94
	AZ	5,468,461	11/21/95	Hosoda et al.			08/25/94
	BA	5,679,719	10/21/97	Klemarczyk et al.			06/07/95
	BB	5,977,256	11/2/99	Huybrechts et al.			4/29/96
	BC	5,512,639	4/30/96	Rehfuss et al.			7/28/93
	BD	5,744,550	4/28/98	Menovcik et al.			11/3/94
	BE	5,866,259	2/2/99	Harris et al.			6/30/97
	BF	6,111,001	08/26/00	Barancyk et al.			11/24/98
	BG	6,235,858	5/22/02	Swarup, et al.			5/1/98
	BH	6,288,974	9/11/01	Nelson			3/30/99
	BI	6,624,280	9/23/03	Rink et al.			3/2/01
	BJ	6,403,699	06/11/02	Röckrath et al.			03/16/94
	BK	6,410,646	06/25/02	Röckrath et al.			03/06/98
	BL	6,531,560	3/11/03	Campbell et al.			9/29/00
	BM	6,624,280	09/23/03	Rink et al.			03/02/01
	BN	6,649,706	11/18/03	Heid et al.			11/14/01
	BO	6,652,915	11/25/03	Baumgart et al.			11/16/01
	BP	6,652,916	11/25/03	Baumgart et al.			11/14/01
	BQ	6,777,090	08/17/04	Baumgart et al.			06/19/02

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*Applicant has modified this form by deleting the word "prior".

FORM PTO-1449
(MODIFIED)US DEPARTMENT OF COMMERCE
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Atty. Docket No. PAT 00293

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(Use sever of sheets if necessary)

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Serial No.:

Filed:

FOREIGN PATENT DOCUMENTS

Examiner initial		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AA	DE 101 18 532	24.10.02	DE				X
	AB	DE 198 11 471	23.09.99	DE				X
	AC	DE 198 39 453	02.03.00	DE				X
	AD	DE 199 24 171	30.11.00	DE				X
	AF	DE 199 46 048	18.03.04	DE				X
	AG	DE 44 23 260	04.01.96	DE				X
	AH	EP 198 519	18.02.86	EP			X	
	AI	EP 249 201	10.06.87	EP			X	
	AJ	EP 594 142	20.10.93	EP			X	
	AK	EP 767 187	24.09.96	EP			X	
	AL	EP 915 113	10.11.98	EP			X	
	AM	JP 60-120750	06.28.85	JP			X	
	AN	WO00/31194	2.6.00	WO			X	
	AO	WO02/090414	14.11.02	WO			X	
	AP	WO87/00851	12.02.87	WO			X	
	AQ	WO97/12945	10.04.97	WO			X	

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

AR	Abstract of JP 01-024851 from EPO, 26-01-89.
AS	Derwent Accession No. 1999-199134, Abstract of JP 11-043640, 1999-02-16.
AT	Derwent Accession No. 1982-01817J, Abstract of SU 899 614, 1982-01-23.
AU	Abstract for DE 101 18 532 from EPO, 2002-10-24.
AV	Abstract for DE 198 11 471 from EPO, 1999-09-23.
AW	Abstract for DE 44 23 260 from EPO, 1996-01-04.
AX	U.S. Serial No. 10/070,785, filed March 12, 2002, Wiguny et al.

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